

BOARD MEETING MINUTES
Indiana Regulated Amusement Device
Safety Board
Indiana Government Center South
Conference Room 12

March 6, 2008

1. The meeting of the Indiana Regulated Amusement Device Safety Board was called to order at 1:15 p.m. March 6, 2008, and the roll was called. A quorum was found to be present.

(a) The following Board members were present:

Ted Bumbleburg, Lafayette Parks Department
Tim Bohlander, Poor Jack Amusements
David Dahl, Midwestern Engineers
Lee Geiling, Leisure Sports Specialists
Steve Jordan, Indiana Fair Association
Tom Spackman, Indiana Beach
Debra Jackson, Elevator/Amusement Safety

The following Board members were not present:

Terrance Hoffman, American Amusement Rides LLC
Danny Huston, Mid America Shows
Max Fitzpatrick, Indiana Fair Association

(b) The following departmental staff and guests were present:

Mara Snyder, Counsel, Department of Homeland Security
Kalin Schleuter, Law Intern, Department of Homeland Security
Mike Kamp, Holiday World

2. Minutes

It was noted that Will Koch was listed as a Board member not in attendance, and that he is not currently serving as a Board member. A motion to approve the minutes of the November 7, 2007 as amended was made and seconded. It was voted upon and carried.

3. Old Business

- (a) During the November 7, 2007 meeting, Mara Snyder had been asked to look into the email address issue in 1-4-5(8). It was felt that this won't work for most as a way to contact companies quickly since most don't have access while on the road. Text messaging was suggested, and Ms. Snyder was to work on language. A further discussion was held, and the Board felt that if email is not relevant, they would use cell phone text messaging.
- (b) A request was made to determine if the Amusement Board could write rules concerning fees. Mara Snyder had checked with Deputy Attorney General Jim Schmidt, and was told the Fire Prevention and Building Safety Commission had to adopt the rule to add the expedite fees. She will speak to Chairman Hannum.
- (c) The request to clarify "ready for inspection" under 1-4-9 and the needed paperwork submission procedure will be affected by a March 17th hearing. Answers to the Board's questions won't be available until after that time.
- (d) Mara Snyder reported the change of language in 685 IAC 1-5-5 allowing documentation of testing results required in Section 8 of ASTM F 846-92(2003) to be kept on site for the inspectors and not filed with the departmental office would be given to the Amusement Code committee for study and inclusion in their new rule.
- (e) A lengthy discussion of "stay of enforcement" was held. Mara Snyder had talked with Debra Jackson and Don Bradley. It was determined that a seal-out would be considered an emergency order and thereby qualify for an appeal and hearing within five to ten working days with the Administrative Law Judge. His decision would be immediately in effect. A discussion of combining the appeal of an emergency order and an appeal of a stay of enforcement was also held.
- (f) The members of the Board were reminded that they were entitled to a per diem and the reimbursement of parking fees when they attended meetings with the submission of the proper forms.
- (g) It was noted by Mara Snyder that the Amusement Board is now required to comply with the Fiscal Impact requirement when writing rules, and that the information had been sent as an attachment to a December 12, 2007 email.

- (h) ASTM Standards were distributed to the members of the Board. A brief discussion of 770-06(a), 853-05, 893-05(a), 935-06, 2137-04, 2291-06(a), and 2374-07 was held. It was also noted that 1159 was being replaced by 2291-06(a), and 1305 was to be superseded by 770-06(a). The Amusement Device Code Review Committee will be asked to look into whether or not F1305 should be adopted independently.

4. New Business

- (a) Board member Tom Spackman announced that Indiana Beach is now under new management, and that John Collins from Great Escape will be the new head. The New York – based company will be making many improvements in the near future. He stated he would continue to serve on the Board until the end of the year if needed. It was asked if the new head of Indiana Beach would qualify to sit on the Board since they would be moving to Indiana to live. Ms. Snyder suggested Mr. Spackman write a letter to the Governor recommending someone as his replacement, and that she would forward the sealed envelope for him.

5. A call for any more business was made. There being none, the meeting was adjourned at 2:30 pm.

APPROVED

Tim Bohlander, Chairman